

JUN 12 2012

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

JULIA C. BUDLEY, CLERK  
BY:   
DEPUTY CLERK

TOMMY VANDYKE,	)	CASE NO. 7:12CV00182
	)	
Plaintiff,	)	
	)	FINAL ORDER
vs.	)	
	)	
S.W.V.R.J., <u>ET AL.</u> ,	)	By: Glen E. Conrad
	)	Chief United States District Judge
Defendants.	)	

In accordance with the accompanying memorandum opinion, it is hereby

**ADJUDGED AND ORDERED**

as follows:

1. Plaintiff's motion to amend and his request to file an amended complaint (ECF No. 8 & 12) are **GRANTED**, and the clerk is **DIRECTED** to add to the court's docket defendants Capt. Lockhart, Lt. Patrick, Lt. Kilgore, Carter, and Hall;
2. This civil action under 42 U.S.C. § 1983, as amended, is **DISMISSED** without prejudice under 28 U.S.C. § 1915A(b)(1) for failure to state a claim;
3. Plaintiff's other pending motions (ECF Nos. 9, 10, 16, 17, 18, & 19) are **DENIED**;
- and
4. This action is stricken from the active docket of the court.

**ENTER:** This 12<sup>th</sup> day of June, 2012.

  
\_\_\_\_\_  
Chief United States District Judge